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Filing date: **07/23/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	79137054
Applicant	Microsoft Mobile OY
Applied for Mark	MIXRADIO
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Submission	Applicant's Request to Extend
Attachments	79137054 - MIXRADIO and Design 2nd RFE for Reply Brief - 2015-07-23.pdf(27812 bytes)
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Date	07/23/2015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re MICROSOFT MOBILE OY

Serial No.: 79/137,054

Mark:  **MixRadio**

Filing Date: August 21, 2013

Examining Attorney: Kristin Carlson, L.O. 105

MOTION FOR EXTENSION OF
DEADLINE TO FILE REPLY BRIEF

Applicant Microsoft Mobile OY ("Applicant") hereby moves the Trademark Trial and Appeal Board for a thirty (30) day extension of the current July 25, 2015 deadline for filing Applicant's reply brief in this ex parte appeal. If granted, the new deadline would be August 24, 2015. This is Applicant's second request for an extension of the deadline for filing Applicant's reply brief.

Argument

Pursuant to Section 1203.02(d) of the Trademark Trial and Appeal Board' Manual of Procedure, an extension of time for filing a reply brief in an ex parte appeal may be granted by the Board upon a written request showing good cause for the requested extension. As good cause for the current extension request, Applicant notes that the Application was recently assigned to a third party located in Japan, and the parties are coordinating to record the assignment with WIPO. See TBMP §1203.02(d) ("[d]epending on the totality of circumstances, good cause has been found [based on] the need to get instructions from a foreign applicant"). Applicant further anticipates that the assignee of the Application will appoint new counsel to handle this matter upon recordation of the assignment with the USPTO. Thus, the undersigned counsel respectfully requests additional time to allow the assignee to appoint new counsel to prepare and file the reply brief. See id ("good cause has been found when there has been an appointment of a new attorney").

Applicant believes that it has demonstrated good cause for an additional thirty (30) day extension of the current deadline for filing the Applicant's reply brief in this matter. Please contact the undersigned with any questions regarding this matter.

Respectfully submitted,

PERKINS COIE LLP

Date: July 23, 2015

By: _____

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MICROSOFT MOBILE OY